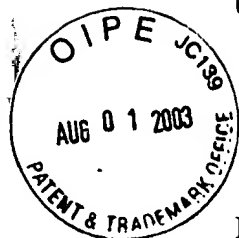


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PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 05 2003

OFFICE OF PETITIONS

In re Application of:

KEISUKE YAMAMOTO ET AL.

Application No.: 09/513,129

Filed: February 25, 2000

For: ELECTRON-EMITTING DEVICE,
ELECTRON SOURCE USING
THE SAME, AND IMAGE
FORMING APPARATUS USING
THE SAME

Examiner: T. Vo

Group Art Unit: 2821

July 31, 2003

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW APPLICATION FROM
ISSUE UNDER 37 C.F.R. §1.313(c)(2) -ISSUE FEE PAID

Sir:

Applicants hereby petition the Commissioner pursuant to 37 C.F.R.

§1.313(c)(2) to withdraw the above-identified application from issue. A Request for Continued Examination (RCE) pursuant to 37 C.F.R. § 1.114 and the fee therefor have been submitted concurrently herewith. The issue fee for this application has been paid.

Applicants request that this application be withdrawn from issue for consideration of the Information Disclosure Statement (IDS) filed concurrently herewith.

Accordingly, in order to have the cited reference considered and made of record in this application, Applicants respectfully request that this application be withdrawn from issue in favor of the RCE.

Submitted herewith is a check for \$130.00 for the petition fee set forth in 37 C.F.R. § 1.17(h). The Commissioner is authorized to charge any additional fee in connection with the present Petition or credit any overpayment to Deposit Account 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicants

Registration No. 42,476

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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